

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:

AKORN HOLDING COMPANY LLC, *et al.*¹

Debtors.

Chapter 7

Case No. 23-10253 (KBO)
(Jointly Administered)

Re: D.I. [147](#), [148](#)

**CERTIFICATION OF COUNSEL REGARDING SUBMISSION OF ORDER
APPROVING TRUSTEE'S MOTION FOR APPROVAL OF SHARING AGREEMENT
AND CARVE-OUT WITH LENDERS, AND RELATED RELIEF**

I, John T. Carroll, III, counsel to George L. Miller in his capacity as the chapter 7 trustee (the “Trustee”) for the estates (the “Estates”) of the above-captioned debtors (the “Debtors”), hereby certifies the following:

1. On or about May 1, 2023 the Trustee filed the *Trustee's Motion for Approval of Sharing Agreement and Carve-Out with Lenders, and Related Relief* [D.I. 147] (the “Motion”).²
2. A hearing to consider the entry of an order approving the Motion was held before the Honorable Karen B. Owens on May 25, 2023 (the “Hearing”). In accordance with the colloquy with the Court at the Hearing and pursuant to the Court’s directive, Trustee’s counsel has revised the proposed Order approving the Motion to include the Court’s directed change.
3. A copy of the revised Order is attached hereto as Exhibit “A”.
4. A redlined version of the Order against the version filed with the Motion is attached hereto as Exhibit “B”.

¹ The Debtors in these chapter 7 cases, along with the last four digits of their federal tax identification numbers, and cases numbers are Akorn Holding Company LLC (9190), Case No. 23-10253 (KBO); Akorn Intermediate Company LLC (6123), Case No. 23-10254 (KBO); and Akorn Operating Company LLC (6184), Case No. 23- 10255. The Debtors’ headquarters is located at 5605 CenterPoint Court, Gurnee, IL 60031.

² Capitalized terms not otherwise defined herein shall have the meanings ascribed to them in the Motion.

5. The Trustee respectfully request entry of the proposed Order attached hereto as Exhibit "A" approving the Motion at the Court's earliest convenience.

Dated: May 29, 2023
Wilmington, Delaware

COZEN O'CONNOR

By: /s/ John T. Carroll, III
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